

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>IN RE:</b>	:	<b>CHAPTER 13</b>
<b>LUIS OSVALDO BATISTA</b>	:	
<b>fdba BNT Auto Sales; fdba Batista's Auto</b>	:	<b>CASE NO. 1:18-bk-00021</b>
<b>Repair, Inc; fdba Center City Auto</b>	:	
<b>Repair, Inc; fdba B-N-T Automotive, Inc;</b>	:	
<b>aka Luis Osvaldo Batista Hiraldo,</b>	:	
<b>Debtor</b>	:	
	:	
<b>LUIS OSVALDO BATISTA</b>	:	
<b>fdba BNT Auto Sales; fdba Batista's Auto</b>	:	<b>OBJECTION TO CLAIM # 2</b>
<b>Repair, Inc; fdba Center City Auto</b>	:	
<b>Repair, Inc; fdba B-N-T Automotive, Inc;</b>	:	
<b>aka Luis Osvaldo Batista Hiraldo,</b>	:	
<b>Movant</b>	:	
<b>v.</b>	:	
<b>CHALMERS A SIMPSON JR,</b>	:	
<b>Respondent/Claimant</b>	:	

**OBJECTION TO AMENDED PROOF OF CLAIM #2**

COMES NOW the Debtor, by and through attorney Dorothy L. Mott, Esquire and makes this Objection to Creditor's claim filed in the above-captioned bankruptcy proceeding, stating in support there of as follows:

1. The Debtor filed a Chapter 13 bankruptcy proceeding on 1/4/2018.
2. The Respondent, CHALMERS A SIMPSON JR, filed an amended claim as a priority claim on or about August 8, 2018 in the apparent amount of either \$3,700.00 or \$4,000.00.
3. There is no basis for priority status for the claim.
4. The Respondent does not hold a priority claim.
5. The claim should be disallowed because the claim is not a priority claim.

WHEREFORE, the Debtor hereby requests that this Honorable Court enter an order

1. Disallowing and dismissing the claim; and

2. Precluding the Claimant from presenting the omitted information as evidence in any contested matter or adversary proceeding pursuant to Rule 3001(c)(2)(D)(i); and
3. Granting such other relief as this Court deems just.

Respectfully submitted,

/s/ Dorothy L. Mott

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Dorothy L. Mott, Esquire  
Mott & Gendron Law  
125 State Street  
Harrisburg, PA 17101  
717.232.6650 Tel  
717.232.0477 Fax  
doriemott@aol.com

**LOCAL BANKRUPTCY FORM 3007-1  
IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

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<b>Debtor</b>	:	<b>OBJECTION TO CLAIM # 2</b>
	:	
<b>LUIS OSVALDO BATISTA</b>	:	
<b>fdba BNT Auto Sales; fdba Batista's Auto</b>	:	
<b>Repair, Inc; fdba Center City Auto</b>	:	
<b>Repair, Inc; fdba B-N-T Automotive, Inc;</b>	:	
<b>aka Luis Osvaldo Batista Hiraldo,</b>	:	
<b>Objector(s)</b>	:	

**CHALMERS A SIMPSON JR,  
Respondent/Claimant**

\*\*\*\*\*  
**TO:CHALMERS A SIMPSON JR ("Claimant")**

**NOTICE OF OBJECTION TO CLAIM AND DEADLINE TO REQUEST HEARING  
DATE**

Luis Osvaldo Batista has filed an objection to the proof of claim you filed in this bankruptcy case.

**NOTICE: Your claim may be reduced, modified, or eliminated.** You should read this notice and the objection carefully and discuss them with your attorney, if you have one.

If you do not want to the court to enter an order affecting your claim, then on or before September 14, 2018, (30 days from the date of service), you or your lawyer must file a request for hearing or a written response to the objection explaining your position.

Those not permitted to file electronically must deliver any request for hearing or response by U.S. mail, courier, overnight/express mail, or in person at: (select the appropriate address)

Ronald Reagan Federal Building  
228 Walnut Street Rm 320  
Harrisburg, PA 17101

If you mail your request for hearing or response to the court, you must mail it early enough so the court will receive on or before the date stated above.

You must also send a copy of your request for hearing or response to:

Dorothy L. Mott, Esquire  
Mott & Gendron Law  
125 State Street  
Harrisburg, PA 17101  
717. 232.6650 Tel  
717.232.0476 Fax  
doriemott@aol.com

**If you or your attorney do not take these steps, the court may decide that you do not oppose an order affecting your claim. Attorney for Objector**

/s/ Dorothy L. Mott  
Mott & Gendron Law  
PA ID: 43568  
125 State Street, Harrisburg PA 17101  
717. 232.6650 Tel  
717.232.0476 Fax  
doriemott@aol.com

Date of Notice: August 15, 2018

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**IN RE:** : **CHAPTER 13**  
**LUIS OSVALDO BATISTA** :  
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**Debtor** :  
: :  
**LUIS OSVALDO BATISTA** :  
**fdba BNT Auto Sales; fdba Batista's Auto** : **OBJECTION TO CLAIM # 2**  
**Repair, Inc; fdba Center City Auto** :  
**Repair, Inc; fdba B-N-T Automotive, Inc;**  
**aka Luis Osvaldo Batista Hiraldo,**  
**Movant**  
**v.**  
**CHALMERS A SIMPSON JR,**  
**Respondent/Claimant**

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on August 15, 2018, I served a copy of the foregoing document(s) electronically or by placing the same in the United States Mail, First Class, postage pre-paid, addressed as follows on the following parties:

<b>Name and Address</b>	<b>Mode of Service</b>
CHARLES J DEHART, III ESQUIRE 8125 ADAMS DRIVE SUITE A HUMMELSTOWN PA 17036 <a href="mailto:dehartstaff@pamd13trustee.com">dehartstaff@pamd13trustee.com</a>	Electronically
CHALMERS A SIMPSON JR PO BOX 5533 HARRISBURG, PA 17110	First Class Mail, Postage Prepaid

I certify under penalty of perjury that the foregoing is true and correct.

Date: 08/15/2018

/s/Dorothy L Mott

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Dorothy L Mott, Esquire  
Atty ID #43568  
Dorothy L. Mott Law Office, LLC  
125 State Street  
Harrisburg, PA 17101  
(717) 232-6650 TEL  
(717) 232-0477 FAX  
doriemott@aol.com

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<b>Movant</b>	:	
<b>v.</b>	:	
<b>CHALMERS A SIMPSON JR,</b>	:	
<b>Respondent/Claimant</b>	:	

**ORDER**

UPON CONSIDERATION of the Objection to Proof of Claim filed by the Debtor, it is hereby

ORDERED that the claim of the Respondent is disallowed and dismissed; it is further

ORDERED that the Claimant is precluded from presenting the omitted information as evidence in any contested matter or adversary proceeding pursuant to Rule 3001(c)(2)(D)(i)